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HIGH COURT OF CHHATTISGARH, BILASPUR

(DIVISION BENCH)

CORAM : HON'BLE SHRI JAGDISH BHALLA, ACTING C.J. & HON'BLE SHRI DILIP RAOSAHEB DESHMUKH, J.

WRIT PETITION (C) NO. 54 of 2007

PETITIONER : Rakesh Aswal, S/o Late Shri Surendra Singh Aswal, aged about 35 years, Proprietor Phoenix Associates, Authorized Dealer Terex/Vectra, R/o House No. 898, Gajanand Gali, Srikant Verma Marg, Bilaspur, District Bilaspur (C.G.)

Versus

RESPONDENTS : 1. Bhilai Municipal Corporation, Through Commissioner, Nagar Palik Nigam, Bhilai, District Durg (C.G.)

: 2. State of Chhattisgarh, Through Secretary, Rural & Urban Ministry, D.K.S.Bhavan, Raipur (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Present :
Shri Saleem Kazi, counsel for the petitioner.
Shri H.B.Agrawal, Senior Advocate with Shri Sudhir Verma, counsel for respondent No.1
Shri Sumesh Bajaj, Government Advocate for the State/respondent No.2.

ORAL ORDER

(Passed on 13.09.2007)

The following oral order of the Court was passed by **Hon'ble Shri Jagdish Bhalla, Acting Chief Justice:**

A copy of the order dated 28.07.2007 passed by Joint Director, Urban Administration and Development, Chhattisgarh, Raipur has been placed before us by Shri H.B.Agrawal, learned Senior Advocate for respondent No.1. The same is taken on record.

Learned counsel for the petitioner states that he wants to withdraw the writ petition with liberty to approach this Court again, if aggrieved.

Accordingly, this writ petition is dismissed as withdrawn with the aforesaid liberty, as it is always open to the petitioner to challenge any fresh cause of action.

Sd/-
Acting Chief Justice

Sd/-
Dilip Raosaheb Deshmukh
Judge